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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

CITY OF COLFAX,

Petitioner,

v.

STATIONARY ENGINEERS LOCAL 39  
 HEALTH & WELFARE TRUST FUND,

Respondent.

No. C 12-00281 MMC

**STIPULATION TO CONTINUE ALL  
 DATES RELATING TO  
 RESPONDENT'S MOTION FOR  
 ATTORNEYS' FEES; [PROPOSED]  
 ORDER**

CITY OF COLFAX,

Petitioner,

v.

STATIONARY ENGINEERS LOCAL 39  
 HEALTH & WELFARE TRUST FUND,

Respondent.

No. C 12-00562 MMC

STIPULATION TO CONTINUE ALL HEARING DATES RELATING TO MOTION FOR ATTORNEYS' FEES; [PROPOSED] ORDER; CASE NOS. C 12-00281 MMC AND C 12-00562 MMC

Pursuant to Federal Rules of Civil Procedure 54, and Civil Local Rules 54-5 and 6-2, the Parties to the above-captioned matters, by and through the undersigned counsel, hereby stipulate to continue all dates relating to the motion for attorneys' fees filed by Respondent Stationary Engineers Local 39 Health and Welfare Trust Fund ("Trust Fund"), currently scheduled for June 15, 2012, to allow the parties time to finalize a settlement, obtain approval of the Parties' respective governing boards and execute all necessary settlement documents. The City Council for the Petitioner City of Colfax will consider the proposed settlement at either its May 23, 2012 or June 13, 2012 meeting, depending upon when the Parties complete the necessary settlement documents. It is anticipated that the settlement will be finalized by June 30, 2012.

In light of the foregoing, the Parties stipulate to: (1) continue the hearing on the Respondent Trust Fund's motion for attorneys for at least 40 days to July 27, 2012; (2) continue the deadline to file the Petitioner City of Colfax's opposition papers to fourteen calendar days prior to said hearing date; and (c) continue the deadline to file the Respondent Trust Fund's reply papers to seven calendar days prior to said hearing date.

With this stipulation, the Parties respectfully request that the Court: (1) continue the June 15, 2012 hearing date on Respondent's motions for attorneys' fee consistent with the above stipulation; (2) extend the deadline for the Petitioner City of Colfax to file its opposition papers to fourteen calendar days prior to said hearing date; and (c) extend the deadline for the Respondent Trust Fund to file its reply papers to seven calendar days prior to said hearing date.

Dated: May 17, 2012

WEINBERG, ROGER & ROSENFELD  
A Professional Corporation

By: /s/ Linda Baldwin Jones  
LINDA BALDWIN JONES  
Attorneys for Respondent

Dated: May 17, 2012

WILEY PRICE RADULOVICH, LLP

By: /s/ Monna R. Radulovich  
MONNA R. RADULOVICH  
Attorneys for Petitioner

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED, and the hearing on the motion for attorneys fees is continued to July 27, 2012, with the exception that the deadline for the Respondent Trust Fund to file its reply papers is extended only to July 13, 2012.

Dated: May 18, 2012

  
HONORABLE MAXINE M. CHESNEY  
UNITED STATES DISTRICT COURT JUDGE

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